

1977 Assembly Bill 515

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## CHAPTER 360, Laws of 1977

AN ACT to amend 66.057 (1) (e), 343.14 (1) and (3), 343.19, 343.22 (1) and 343.43 (2); and to create 343.06 (12) and 343.50 of the statutes, relating to issuance of identification cards to persons not having a valid driver's license and providing penalties.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION 1. 66.057 (1) (e) of the statutes is amended to read:

66.057 (1) (e) *Use.* On and after April 1, 1970, no issuing officer may issue any identification card except in accordance with this section. On and after January 1, 1973, no card other than the identification card authorized under this section may be recognized as an official identification card in this state, except ~~that~~ an identification card issued under s. 343.50 or, in lieu thereof, documentary proof under sub. (4) or 176.32 (3) (a) may be substituted.

SECTION 2. 343.06 (12) of the statutes is created to read:

343.06 (12) To any person applying for his or her first license or identification card or for a reinstated license in this state unless the person has submitted satisfactory proof of his or her name and date and place of birth.

SECTION 3. 343.14 (1) and (3) of the statutes are amended to read:

343.14 (1) Every application to the division for a license or identification card or for renewal thereof shall be made upon ~~a~~ the appropriate form furnished by the division and shall be accompanied by the required fee.

(3) Any person who uses a false or fictitious name in any application for a license or identification card or knowingly makes a false statement or knowingly conceals a material fact or otherwise commits a fraud in any such application may be fined not more than \$100 or imprisoned not more than 6 months or both.

SECTION 4. 343.19 of the statutes is amended to read:

**343.19 (title) Duplicate licenses or identification cards.** (1) If a license issued ~~pursuant to~~ under this chapter or an identification card issued under s. 343.50 is lost or destroyed, the person to whom the license or identification card was issued may obtain a duplicate thereof or substitute therefor upon furnishing proof satisfactory to the division that ~~such~~ the license or identification card has been lost or destroyed. If the original license or identification card is found it shall immediately be transmitted to the division.

(2) Any person who knowingly makes a false statement in an application for a duplicate license or identification card or fails to return the original to the division upon finding it may be required to forfeit not more than \$100.

SECTION 5. 343.22 (1) of the statutes is amended to read:

343.22 (1) Whenever any person, after applying for or receiving a license under this chapter or an identification card under s. 343.50, moves from the address named in ~~such~~ the application or in the license or identification card issued to him or her, or

when the name of a ~~licensee~~ person holding the license or identification card is changed by marriage or otherwise, ~~such the~~ person shall within 10 days thereafter notify the division in writing of his or her old and new address or of such former and new names and of the number of any license or identification card then held by ~~him~~ the person. If there has been a change of name, the licensee person to whom the license or identification card is issued shall return ~~his the~~ original license or identification card to the division at the time of giving the notice required by this section and shall make application for a duplicate license showing ~~his the person's~~ correct name and address. If there has only been a change of address, the licensee holder of the license or identification card shall ~~endorse his~~ indorse the new address on his or her present license or identification card and need not apply for a duplicate.

SECTION 6. 343.43 (2) of the statutes is amended to read:

343.43 (2) Whenever a license or identification card which appears to be altered is displayed to a law enforcement officer, agent of the administrator or the court, that person shall take possession of ~~such the~~ license or identification card and return it to the division for cancellation. A notation of change of address properly indorsed on the license under s. 343.22 shall not of itself be reason to consider the license altered.

SECTION 7. 343.50 of the statutes is created to read:

**343.50 Identification cards.** (1) **ISSUANCE.** The division shall issue to every qualified applicant, who has paid the required fee, an identification card as provided in this section.

(2) **WHO MAY APPLY.** Any adult resident of this state who does not possess a valid operator's license issued under this chapter may apply to the division for an identification card pursuant to this section. The card is not a license for purposes of this chapter and is to be used for identification purposes only.

(3) **DESIGN AND CONTENTS OF CARD.** The card shall be of the same size and general design of an operator's license but shall bear upon it the words "IDENTIFICATION CARD ONLY". The information on the card shall be the same as specified under s. 343.17 (1) and the holder may affix a decal thereto as provided in s. 343.17 (3).

(4) **APPLICATION.** The application for an identification card shall include the information required under s. 343.14 (2) (a) and (b) and such further information as the division may reasonably require to enable it to determine whether the applicant is entitled by law to an identification card. Misrepresentations are punishable as provided in s. 343.14 (3).

(5) **VALID PERIOD; FEES.** The fee for an original card shall be \$2, which card shall be valid for the succeeding period of 2 years from the applicant's next birthday after the date of issuance.

(6) **RENEWALS.** Applications for renewals may be submitted by mail and must be accompanied with a fee of \$1. At least 30 days prior to the expiration of the card, the division shall mail a renewal application to the last-known address of each identification card holder. Renewals shall be valid for 2 years.

(7) **DUPLICATE.** The fee for a duplicate card is \$1.

(8) **CURRENT RECORDS.** The division shall maintain current records of all identification card holders under this section in the same manner as required under s. 343.23 for operator's licenses.

(9) **SURRENDER OF CARDS OR OTHER LICENSES.** If a person who has an identification card issued under this section subsequently obtains an operator's license under this chapter, the person shall surrender the identification card to the division when applying for the operator's license. If a person who applies for an identification card under this section has an operator's license issued by another jurisdiction, the person shall surrender that license to the division when applying for an identification card under this section.

(10) **CANCELLATION.** The administrator shall cancel an identification card:

(a) Whenever the administrator determines that the card was issued upon an application which contains a false statement as to any material matter; or

(b) Whenever the administrator determines that an identification card has been altered and returned for cancellation under s. 343.43 (2).

(11) SURRENDER OF CARD UPON CANCELLATION. Whenever a person is notified that the identification card has been canceled, the person shall surrender the card to the division. The administrator or the administrator's designee may take possession of any identification card required to be surrendered to the division or may direct any traffic officer to take possession thereof and return it to the division.

**SECTION 8. Effective date.** This act shall take effect on the first day of the 7th month following publication.

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